

COMBINED DECLARATION FOR PATENT
APPLICATION AND POWER OF ATTORNEY
(Includes Reference to PCT International Applications)

ATTORNEY'S DOCKET NUMBER
19603/1201 (CRF D-1940A)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

HYPERSENSITIVE RESPONSE INDUCED RESISTANCE IN PLANTS BY SEED TREATMENT

the specification of which (check only one item below):

☐ is attached hereto.

☒ was filed as United States application
Serial No. 08/984,207
on December 3, 1997
and was amended _____
on _____ (if applicable).

☐ was filed as PCT international application
Number _____
on _____
and was amended under PCT Article 19
on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specifications, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:

| COUNTRY (IF PCT, indicate "PCT") | APPLICATION NUMBER | DATE OF FILING (day, month, year) | PRIORITY CLAIMED UNDER 35 USC 119 |
|-------------------------------------|--------------------|--------------------------------------|---|
| United States | 60/033,230 | 5 DEC 1996 | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
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| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |

COMBINED INFORMATION FOR PATENT
APPLICATION AND NUMBER OF ATTORNEY (Continued)
(Includes Reference to PCT International Applications)

ATTORNEY'S DOCKET NUMBER

19603/1201 (CRF D-1940A)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT International filing date of this application:

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120:

| U.S. APPLICATIONS | | STATUS (Check One) | | |
|---------------------------------------|------------------|---------------------------------------|---------|-----------|
| U.S. APPLICATION NUMBER | U.S. FILING DATE | PATENTED | PENDING | ABANDONED |
| | | | | |
| PCT APPLICATIONS DESIGNATING THE U.S. | | | | |
| PCT APPLICATION NO. | PCT FILING DATE | U.S. SERIAL NUMBERS ASSIGNED (if any) | | |
| | | | | |
| | | | | |

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. Michael L. Goldman, Reg. No. 30,727, Karla M. Weyand, Reg. No. 40,223, Peter Rogalskyj, Reg. No. 38,601

Send Correspondence to: Michael L. Goldman
Nixon, Hargrave, Devans & Doyle LLP
Clinton Square, P.O. Box 1051
Rochester, New York 14603

Direct Telephone Calls to:
(name and telephone number)
Michael L. Goldman
(716) 263-1304

| | | | | |
|-----|-------------------------|------------------------|-----------------------|------------------------|
| 201 | FULL NAME OF INVENTOR | FAMILY NAME | FIRST GIVEN NAME | SECOND GIVEN NAME |
| | RESIDENCE & CITIZENSHIP | CITY | STATE/FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP |
| | POST OFFICE ADDRESS | P.O. ADDRESS | CITY | STATE & ZIP CODE/CTRY |
| | | Qiu | Dewen | |
| | | Seattle | Washington | China |
| | | 17815 8th Avenue, N.E. | Seattle | Washington 98155/USA |
| 202 | FULL NAME OF INVENTOR | FAMILY NAME | FIRST GIVEN NAME | SECOND GIVEN NAME |
| | RESIDENCE & CITIZENSHIP | CITY | STATE/FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP |
| | POST OFFICE ADDRESS | P.O. ADDRESS | CITY | STATE & ZIP CODE/CTRY |
| | | Wei | Zhong-Min | |
| | | Kirkland | Washington | China |
| | | 8230 125th Court | Kirkland | Washington 98034 |
| 203 | FULL NAME OF INVENTOR | FAMILY NAME | FIRST GIVEN NAME | SECOND GIVEN NAME |
| | RESIDENCE & CITIZENSHIP | CITY | STATE/FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP |
| | POST OFFICE ADDRESS | P.O. ADDRESS | CITY | STATE & ZIP CODE/CTRY |
| | | Beer | Steven | V. |
| | | Ithaca | New York | United States |
| | | 211 Hudson Street | Ithaca | New York 14850 |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

| | | |
|--|--|---|
| SIGNATURE OF INVENTOR 201 ^{Qiu} | SIGNATURE OF INVENTOR 202 ^{Wen} | SIGNATURE OF INVENTOR 203 ^{Beer} |
| ✓ Dewen Qiu | ✓ | ✓ |
| DATE 2/23/98 | DATE | DATE |

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Rochester, New York 14603

Direct Telephone Calls to:
(name and telephone number)
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(716) 263-1304

| | | | | |
|-----|-------------------------|--|-------------------------------------|---|
| 201 | FULL NAME OF INVENTOR | FAMILY NAME Qiu | FIRST GIVEN NAME Dewen | SECOND GIVEN NAME |
| | RESIDENCE & CITIZENSHIP | CITY Seattle | STATE/FOREIGN COUNTRY Washington | COUNTRY OF CITIZENSHIP China |
| | POST OFFICE ADDRESS | P.O. ADDRESS 17815 8th Avenue, N.E. | CITY Seattle | STATE & ZIP CODE/CTRY Washington 98155/USA |
| 202 | FULL NAME OF INVENTOR | FAMILY NAME Wei | FIRST GIVEN NAME Zhong-Min | SECOND GIVEN NAME |
| | RESIDENCE & CITIZENSHIP | CITY Kirkland | STATE/FOREIGN COUNTRY Washington | COUNTRY OF CITIZENSHIP China |
| | POST OFFICE ADDRESS | P.O. ADDRESS 8230 125th Court | CITY Kirkland | STATE & ZIP CODE/CTRY Washington 98034 |
| 203 | FULL NAME OF INVENTOR | FAMILY NAME Beer | FIRST GIVEN NAME Steven | SECOND GIVEN NAME V. |
| | RESIDENCE & CITIZENSHIP | CITY Ithaca | STATE/FOREIGN COUNTRY New York | COUNTRY OF CITIZENSHIP United States |
| | POST OFFICE ADDRESS | P.O. ADDRESS 211 Hudson Street | CITY Ithaca | STATE & ZIP CODE/CTRY New York 14850 |

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|--|--|---|
| SIGNATURE OF INVENTOR 201 ^{Qiu} | SIGNATURE OF INVENTOR 202 ^{Wei} | SIGNATURE OF INVENTOR 203 ^{Beer} |
| DATE | DATE Feb. 21, 98 | DATE |

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| | Qiu | | Dewen | |
| | RESIDENCE & CITIZENSHIP | CITY | STATE/FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP |
| | Seattle | Washington | China | |
| 202 | POST OFFICE ADDRESS | P.O. ADDRESS | CITY | STATE & ZIP CODE/CTRY |
| | 17815 8th Avenue, N.E. | | Seattle | Washington 98155/USA |
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| SIGNATURE OF INVENTOR 201 <i>Qiu</i> | SIGNATURE OF INVENTOR 202 <i>Wei</i> | SIGNATURE OF INVENTOR 203 <i>Beer</i> |
| DATE | DATE | DATE <i>Feb 10, 1998</i> |